

it was not, but was a product which contained an added poisonous and deleterious ingredient, to wit, salicylic acid.

On January 5, 1921, a plea of non vult was entered on behalf of the defendant company, and the court imposed a fine of \$25.

C. W. PUGSLEY,  
*Acting Secretary of Agriculture.*

**9474. Misbranding of cottonseed meal and cottonseed cake. U. S. \* \* \* v. Charles A. Alling (Forrest City Cotton Oil Co.). Plea of guilty. Fine, \$75 and costs. (F. & D. No. 12481. I. S. Nos. 12008-r, 12009-r, 12010-r.)**

On October 29, 1920, the United States attorney for the Eastern District of Arkansas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against Charles A. Alling, trading as the Forrest City Cotton Oil Co., Forrest City, Ark., alleging shipment by said defendant, in violation of the Food and Drugs Act, as amended, from the State of Arkansas into the State of Kansas, on or about June 13, 1919, of quantities of cottonseed meal and cottonseed cake, and on or about June 16, 1919, of a quantity of cottonseed cake, which articles were misbranded.

Misbranding of the articles was alleged in the information for the reason that they were food in package form, and the quantity of the contents was not plainly and conspicuously marked on the outside of the package.

On March 15, 1921, the defendant entered a plea of guilty to the information, and the court imposed a fine of \$75 and costs.

C. W. PUGSLEY,  
*Acting Secretary of Agriculture.*

**9475. Misbranding of Marigold mince pie filling. U. S. \* \* \* v. Best-Clymer Mfg. Co., a Corporation. Plea of nolo contendere. Fine, \$25 and costs. (F. & D. No. 12797. I. S. No. 7871-r.)**

On November 15, 1920, the United States attorney for the Eastern District of Missouri, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district an information against the Best-Clymer Mfg. Co., a corporation, trading at St. Louis, Mo., alleging shipment by said company, in violation of the Food and Drugs Act, on or about October 11, 1919, from the State of Missouri into the State of Ohio, of a quantity of mince pie filling which was misbranded.

Analysis of a sample of the article by the Bureau of Chemistry of this department showed that it contained 31.9 per cent of glucose.

Misbranding of the article was alleged in the information for the reason that the statement, to wit, "Mince Pie Filling \* \* \* Fruit, Granulated Sugar, Refiners' Syrup, With Spices, Vinegar and Salt," borne on the labels attached to the barrels containing the said article, regarding the article and the ingredients and substances contained therein, was false and misleading in that it represented that the said article was a product consisting wholly of fruit, granulated sugar, refiner's sirup, spices, vinegar, and salt, and for the further reason that the article was labeled as aforesaid so as to deceive and mislead the purchaser into the belief that it was a product which consisted wholly of fruit, granulated sugar, refiner's sirup, spices, vinegar, and salt, whereas, in truth and in fact, it did not so consist but did consist in part of glucose.

On May 6, 1921, a plea of nolo contendere to the information was entered on behalf of the defendant company, and the court imposed a fine of \$25 and costs.

C. W. PUGSLEY,  
*Acting Secretary of Agriculture.*